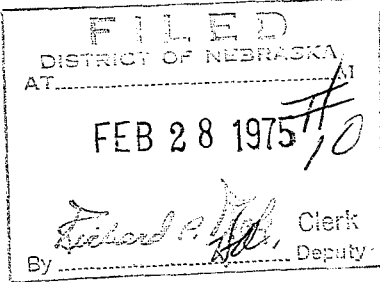


IN THE UNITED STATES DISTRICT COURT  
FOR THE DISTRICT OF NEBRASKA



CHARLES A. CANNON, III,  
et al,

Plaintiffs,

vs.

FIRST MID AMERICA INC.,  
et al,

Defendants.

ORDER

Northern District of Iowa,  
Western Division  
C 74-4043

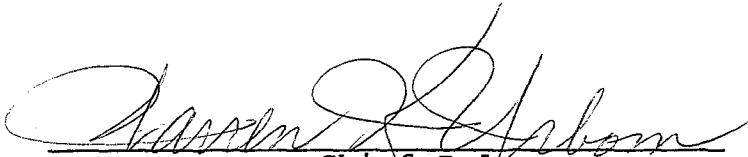
On consideration of the motion to compel compliance with  
subpoenas, filed February 6, 1975,

IT HEREBY IS ORDERED that the deponents Charles Lang,  
Dennis Park, Patrick Butera, Gerald Delzell and Dale  
Tinstman are ordered to produce the transcripts of their  
testimony before the Securities and Exchange Commission  
previously given, except that portion of the transcript  
of the testimony of Dale Tinstman regarding a memorandum  
of law prepared by the in-house counsel of First Mid America  
Inc. to which an attorney-client privilege was asserted  
by First Mid America Inc. need not be produced; however,  
upon future request of the plaintiffs' counsel the court  
will receive and examine *in camera* the portion of Dale  
Tinstman's testimony regarding such memorandum, as well as  
the memorandum itself, to ascertain that they are of a  
privileged nature.

IT FURTHER IS ORDERED that the request of the plaintiffs  
for assessment of sanctions against the defendants pursuant  
to Rule 37 of the Federal Rules of Civil Procedure is denied.

Dated February 28, 1975.

BY THE COURT

  
Chief Judge